

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	
	:	CRIMINAL NO. 03-249
LODISE WADLEY	:	

ORDER

AND NOW, this day of , 2005, upon consideration of the within
Motion, it is hereby

ORDERED

that Counts One and Two of the Indictment are dismissed.

BY THE COURT:

HONORABLE CLARENCE C. NEWCOMER
Senior Judge, United States District Court

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	
v.	:	CRIMINAL NO. 03-249
LODISE WADLEY	:	

MOTION TO DISMISS COUNTS ONE AND TWO
OF THE INDICTMENT

The United States of America respectfully moves the Court to dismiss Counts One and Two of the Indictment, and in support of this motion avers as follows:

1. A Grand Jury for the Eastern District of Pennsylvania returned an eleven-count Indictment against the defendant.
2. Subsequently, the defendant was brought to trial before the Honorable Clarence C. Newcomer. The Government did not move to trial on Counts One and Two of the Indictment. The defendant was tried and convicted on the remaining counts. Through an oversight, the government failed to file a formal, written motion to dismiss Counts One and Two.
3. The United States moves that the Court dismiss Counts One and Two of the Indictment.

Respectfully submitted,

PATRICK R. MEEHAN
United States Attorney

JOSEPH A. LaBAR
Special Assistant United States Attorney

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Motion to Dismiss

Counts One and Two of the Indictment has been served upon:

Patrick J. Egan, Esquire
239 S. Camac Street
Philadelphia, PA 19107

JOSEPH A. LaBAR
Special Assistant U.S. Attorney

Date: January 27, 2005